



DT05 Rec'd PCT/PTO 30 AUG 2002

CT #3

Attorney's Docket No. C01005/70009 (ERG/KA)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Upton, et al.  
Serial No: 10/088,825  
Filed: March 22, 2002  
Conf. No.: 5262  
For: CELL CULTURE SPINNER FLASKS  
Examiner: Not Yet Assigned  
Art Unit: Not Yet Assigned

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to: Box PCT, Commissioner for Patents, Washington, D.C. 20231, on the 26<sup>th</sup> day of August, 2002.

  
Heather B. Hill

Box PCT  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith for filing are the following documents:

- ☒ Copy of Notification of Missing Requirements Under 35 U.S.C. 371
- ☒ Response to the Notification of Missing Requirements
- ☒ Executed Declaration and Power of Attorney for all inventors
- ☒ Check in the amount of \$65.00
- ☒ Information Disclosure Statement, PTO-1449, and Cited References
- ☒ Return Receipt Postcard
- ☒ Certificate of Mailing under 37 C.F.R. §1.8(a)

A check in the amount of \$65.00 to cover the surcharge for the late filing of oath/declaration is enclosed. If any additional fee is determined to be due, the Examiner may charge the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617)720-3500, Boston, Massachusetts.

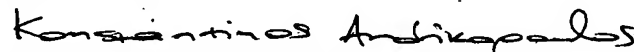
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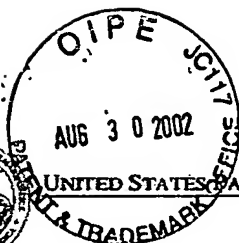
65.00 OP

C01005/70009 (ERG/KA)  
Date: August 26, 2002  
x08/25/02

Respectfully Submitted,



Konstantinos Andrikopoulos, Reg. 48,915  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, MA 02210-2211  
(617)720-3500



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30 AUG 2002

EAG

 Commissioner for Patents, Box PGT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,825	Todd M Upton	C1005/7009

INTERNATIONAL APPLICATION NO.
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PCT/US00/26122

I.A. FILING DATE	PRIORITY DATE
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09/22/2000

 23628  
 WOLF GREENFIELD & SACKS, PC  
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 600 ATLANTIC AVENUE  
 BOSTON, MA 02210-2211

CONFIRMATION NO. 5262

371 FORMALITIES LETTER



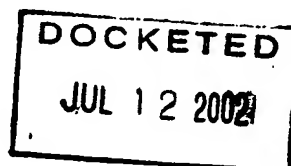
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Date Mailed: 06/25/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement



File Folder	Initials
ECB	<input checked="" type="checkbox"/>
Docket Entry	<input checked="" type="checkbox"/>
Docket Cross Off	<input checked="" type="checkbox"/>
Order Copies	<input type="checkbox"/>
Annuities	<input type="checkbox"/>
Confirmation	<input type="checkbox"/>

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

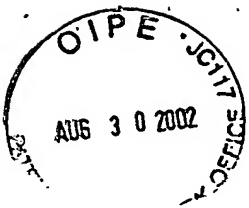
CHRISTINE S WASHINGTON

Telephone: (703) 305-3752

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,825	PCT/US00/26122	C1005/7009

FORM PCT/DO/EO/905 (371 Formalities Notice)



10 AUG 2002 3 0 AUG 2002


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Heather B. Hill

Box PCT  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Sir:

**RESPONSE TO THE NOTIFICATION OF MISSING REQUIREMENTS**

This is in response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated Office, mailed from the United States Patent and Trademark Office on June 25, 2002.

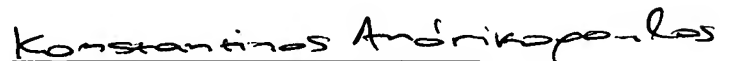
Attached is the Declaration and Power of Attorney executed by Todd M. Upton and John T. Flickinger.

Also attached is a check for \$65.00 which covers the surcharge for the late oath/declaration filing. No additional claim fees are believed to be due since claims 6-13, 16-22, 24-27, 29-37, 39-48, 50-52, 54, 57-61 and 63-76, were canceled, without prejudice, with the Preliminary Amendment filed on March 22, 2002, concurrent with the U.S. National Phase entrance of the parent PCT application.

Accordingly, Applicants believe that this document is responsive to the Notification of Missing Requirements.

If any other information is needed, please contact the undersigned by phone (617-720-3500, Ext. 286) to expedite the further prosecution of this patent application.

Respectfully Submitted,



Konstantinos Andrikopoulos, Reg. 48,915  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, MA 02210-2211  
(617)720-3500

C01005/70009 (ERG/KA)  
Date: August 26, 2002  
x08/26/02  
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